IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.1136 OF 1999

Harshad Ratilal Parekh ...Petitioner

Versus

The Acme Manufacturing Co.Ltd. ...Respondents

.....

None for Petitioner.

Ms.Shobha Pawar i/b Mr.R.T.Parekh for Respondents.

.....

CORAM: A.M.KHANWILKAR, J.

DECEMBER 17, 2007.

P.C.

1. Counsel for the Respondents states that the Respondent Company has merged in Millers India Limited. The Respondent Company is willing to pay the outstanding dues on the same terms as has been paid to other creditors. However, the Petitioner has not come forward to accept that offer so far.

2. Be that as it may, none appears for the Petitioner when the matter is called out. Dismissed for non-prosecution. Papers be consigned

to the record.

3. It will be open to the Petitioner to pursue such other remedy, as may be permissible by law, for recovery of claim, if so advised, which will be decided on its own merits in accordance with law.

A.M.KHANWILKAR, J.